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12 **UNITED STATES DISTRICT COURT**
13 **DISTRICT OF NEVADA**

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15 BRANCH BANKING AND TRUST
16 COMPANY, a North Carolina banking
corporation,

17 Plaintiff,

18 vs.

19 ELOY BUSINESS PARK, LLC, a Nevada
20 limited liability company, YOEL INY; NOAM
21 SCHWARTZ; YOEL INY, Trustee of the Y&T
22 INY FAMILY TRUST dated June 8, 1994;
23 NOAM SCHWARTZ, Trustee of the NOAM
24 SCHWARTZ TRUST dated August 19, 1999;
D.M.S.I., L.L.C., a Nevada limited liability
company; and DOES 1 through 10, inclusive,

Defendants.

CASE NO. 2:12-cv-01679-LRH-PAL

**ORDER REGARDING
STIPULATION TO EXTEND
DEADLINE TO FILE OPENING
BRIEF REGARDING FAIR MARKET
VALUE AND THE AMOUNT OF THE
INDEBEDTNESS**

(FIRST REQUEST)

25
26 Plaintiff Branch Banking and Trust Company ("BB&T") and Defendants ELOY
27 BUSINESS PARK, LLC; YOEL INY; NOAM SCHWARTZ; YOEL INY, Trustee of the Y&T
28 Iny Family Trust dated June 8, 1994, as amended; NOAM SCHWARTZ, Trustee of the Noam

1 Schwartz Trust, dated August 19, 1999; and D.M.S.I., LLC (collectively “Defendants”), by and
2 through their undersigned counsel of record, hereby stipulate to extend the deadline to file their
3 opening briefs regarding fair market value and the amount of the indebtedness, as follows:

- 4 1. The Court filed an order on June 23, 2015 stating that the parties shall have thirty
5 (30) days from the issuance of the order to file opening briefs concerning the fair
6 market value of the property and the amount of the indebtedness at the time of the
7 foreclosure (“Opening Briefs). *See* Doc. 77.
- 8 2. The parties hereby stipulate and agree to extend the deadline to file the Opening
9 Briefs to **August 21, 2015** in order to accommodate the schedule of counsel and
10 to allow sufficient time to prepare the same.
- 11 3. The parties further stipulate and agree to extend the deadline to file responses to
12 the Opening Briefs to **September 11, 2015**.
- 13 4. This request will not prejudice any party and is made without the purpose of
14 delay. Furthermore, the parties make this stipulation in good faith and there is
15 good cause for the Court to approve this stipulation in order to accommodate the
16 schedule of counsel.

17 DATED July 20, 2015

DATED July 20, 2015

18
19 /s/ Brian G. Anderson
20 Jeremy J. Nork, Esq.
21 Nicole E. Lovelock, Esq.
22 Brian G. Anderson, Esq.
HOLLAND & HART LLP
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23 *Attorneys for Plaintiff*

/s/ E. Daniel Kidd
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Attorneys for Defendants

ORDER

IT IS HEREBY ORDERED that the parties' Opening Briefs are due by **August 21, 2015.**

IT IS HEREBY ORDERED that the parties' responses to the Opening Briefs are due by **September 11, 2015.**

IT IS SO ORDERED:

DATED this 21st day of July, 2015.



LARRY R. HICKS
UNITED STATES DISTRICT JUDGE